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**OCT 18 2004**

Confirmation No.: 5293  
Due Date: October 18, 2004

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of: )

Inventors: Gregory J. Gagnon et al. )

Serial #: 09/726,368 )

Filed: November 29, 2000 )

Title: PAY TV BILLING, SYSTEM  
ACTIVATION, AND E-COMMERCE USING  
A PAY-TV RECEIVER )

Examiner: Forest Thompson, Jr

Group Art Unit: 3625

Appeal No.: \_\_\_\_\_

**BRIEF OF APPELLANTS****MAIL STOP APPEAL BRIEF - PATENTS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 CFR §41.37, Appellants hereby submit the Appellants' Brief on Appeal from the final rejection in the above-identified application, as set forth in the Office Action dated May 18, 2004.

Please charge the amount of \$340 to cover the required fee for filing this Appeal Brief as set forth under 37 CFR §41.37(a)(2) and 37 CFR §41.20(b)(2) to Deposit Account No. 50-0494 of Gates & Cooper LLP. Also, please charge any additional fees or credit any overpayments to Deposit Account No. 50-0494.

**I. REAL PARTY IN INTEREST**

The real party in interest is Hughes Electronics Corporation, the assignee of the present application.

G&amp;C 10942-US-01

*Charge fee 10-20-04*

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Applicants:	Gregory J. Gagnon et al.	Examiner:	Forest Thompson, Jr.
Serial No.:	09/726,368	Group Art Unit:	3625
Filed:	November 29, 2000	Docket:	PD-990271
Title:	PAY TV BILLING, SYSTEM ACTIVATION, AND E-COMMERCE USING A PAY-TV RECEIVER		

**CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8**

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (703) 872-9306 on October 18, 2004.

Signature: 

Typed Name of Person Mailing this Certificate: Suzie McNeave

**MAIL STOP APPEAL BRIEF - PATENTS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

We are transmitting herewith the attached:

- ☒ Transmittal sheet, in duplicate, containing a Certificate of Mailing or Transmission under 37 CFR 1.8.
- ☒ Brief of Appellant(s).
- ☒ Charge the Fee for the Brief of Appellant(s) in the amount of \$340.00 to the Deposit Account.

Please consider this a **PETITION FOR EXTENSION OF TIME** for a sufficient number of months to enter these papers, if appropriate.

Please charge all fees to Deposit Account No. 50-0494 of Gates & Cooper LLP. A duplicate of this paper is enclosed.

**GATES & COOPER LLP**  
Howard Hughes Center  
6701 Center Drive West, Suite 1050  
Los Angeles, CA 90045  
(310) 641-8797

By: 

Name: Jason S. Feldman  
Reg. No.: 39,187  
JSF/sjm